PTO/SB/05 (03-01)
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03945 U.S.PTO 10/693214 102403

# UTILITY PATENT APPLICATION TRANSMITTAL

*(Only for new nonprovisional applications under 37 CFR 1.53(b))*

| | |
|---|---|
| Attorney Docket No. | 34506.105DIV |
| First Inventor | GOUELI, Said |
| Title | Assay for Kinases and Phosphatases |
| Express Mail Label No. | EV 314813833 US |

## APPLICATION ELEMENTS

*See MPEP chapter 600 concerning utility patent application contents.*

1. [X] Fee Transmittal Form (e.g., PTO/SB/17) *(Submit an original and a duplicate for fee processing)*
2. [ ] Applicant claims small entity status. See 37 CFR 1.27.
3. [X] Specification [Total Pages 42 ] *(preferred arrangement set forth below)*
   - Descriptive title of the invention
   - Cross Reference to Related Applications
   - Statement Regarding Fed sponsored R & D
   - Reference to sequence listing, a table, or a computer program listing appendix
   - Background of the Invention
   - Brief Summary of the Invention
   - Brief Description of the Drawings *(if filed)*
   - Detailed Description
   - Claim(s)
   - Abstract of the Disclosure
4. [X] Drawing(s) *(35 U.S.C. 113)* [Total Sheets 11 ]
5. Oath or Declaration [Total Pages 2 ]
   a. [ ] Newly executed (original or copy)
   b. [X] Copy from a prior application (37 CFR 1.63 (d)) *(for continuation/divisional with Box 18 completed)*
      i. [ ] DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6. [ ] Application Data Sheet. See 37 CFR 1.76

## ADDRESS TO:

Assistant Commissioner for Patents
Box Patent Application
Washington, DC 20231

7. [ ] CD-ROM or CD-R in duplicate, large table or Computer Program *(Appendix)*
8. Nucleotide and/or Amino Acid Sequence Submission *(if applicable, all necessary)*
   a. [ ] Computer Readable Form (CRF)
   b. Specification Sequence Listing on:
      i. [ ] CD-ROM or CD-R (2 copies); or
      ii. [ ] paper
   c. [ ] Statements verifying identity of above copies

## ACCOMPANYING APPLICATION PARTS

9. [ ] Assignment Papers (cover sheet & document(s))
10. [ ] 37 CFR 3.73(b) Statement *(when there is an assignee)* [ ] Power of Attorney
11. [ ] English Translation Document *(if applicable)*
12. [ ] Information Disclosure Statement (IDS)/PTO-1449 [ ] Copies of IDS Citations
13. [X] Preliminary Amendment
14. [X] Return Receipt Postcard (MPEP 503) *(Should be specifically itemized)*
15. [ ] Certified Copy of Priority Document(s) *(if foreign priority is claimed)*
16. [ ] Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
17. [X] Other: Check for $1,058

18. If a CONTINUING APPLICATION, *check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:*

[ ] Continuation [X] Divisional [ ] Continuation-in-part (CIP) of prior application No.: 09 / 871,424

*Prior application information:* Examiner Weber, Jon P. Group Art Unit: 1651

**For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.**

## 19. CORRESPONDENCE ADDRESS

[X] *Customer Number or Bar Code Label* 25005 *(Insert Customer No. or Attach bar code label here)* or [ ] *Correspondence address below*

| | | | | | |
|---|---|---|---|---|---|
| Name | | | | | |
| Address | | | | | |
| City | | State | | Zip Code | |
| Country | | Telephone | | Fax | |

| | | | |
|---|---|---|---|
| Name (Print/Type) | Joseph T. Leone | Registration No. (Attorney/Agent) | 37,170 |
| Signature | | Date | 24 Oct 2003 |

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

17698 U.S. PTO 102403

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): GOUELI et al. Attorney Docket No.: 34506.105DIV

Filed: Simultaneously Herewith

Title: **ASSAY FOR KINASES AND PHOSPHATASES**

## TRANSMITTAL OF NON-PROVISIONAL PATENT APPLICATION PURSUANT TO 37 C.F.R. §1.53(b)

**Mail Stop PATENT APPLICATION**
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

To the Commissioner:

This is a request for filing a divisional application pursuant to 37 C.F.R. §1.53(b) of prior co-pending application Serial No. 09/871,424, filed **May 31, 2001**, in the name of Said Goueli, Jolant Vidugiriene and Natasha Karassina and entitled: **ASSAY FOR KINASES AND PHOSPHATASES.**

Enclosed please find:

[X] 30 sheets of specification
[X] 11 sheets of claims
[X] 11 sheets of drawings
[X] 1 sheet of Abstract
[X] 2 sheets of combined Declaration and Power of Attorney (executed)

Also enclosed herewith is:

[X] a preliminary amendment

The inventors in this application are:

[X] the same as those named in the prior application.

The filing fee due is to be based on the number of claims:

[X] remaining after entry of the preliminary amendment submitted herewith.
[ ] contained in the prior application as filed.

The fee has been calculated as shown below:

**CLAIMS**

| For | No. Filed | No. Extra |
|---|---|---|
| Basic Fee | | |
| Total Claims | 36 - 20 = | 16 |
| Indep Claims | 3 - 3 = | 0 |
| Multiple Dependent Claim Present | | |

| SMALL ENTITY | | | OTHER THAN A SMALL ENTITY | |
|---|---|---|---|---|
| Rate | Fee | OR | Rate | Fee |
| | $385 | OR | | $ 770 |
| x $9 = | $ | OR | x $18 = | $ 288 |
| x $43 = | $ | OR | x $86 = | $ |
| + $145 = | $ | OR | + $290 = | $ |
| Total | $ | OR | Total | $1,058 |

[X] A check for $1,058 to cover the filing fee is enclosed.

[X] The Commissioner is hereby authorized to charge the following additional fees which may be required by this paper and during the entire pendency of this application to Account No. 18-2055.

- [X] 37 CFR 1.16(a), (f) or (g) (filing fees)
- [X] 37 CFR 1.16(b), (c) and (d) (presentation of extra claims)
- [X] 37 CFR 1.16(e) (surcharge for filing the basic fee and/or declaration on a date later than the filing date of the application)
- [X] 37 CFR 1.17 (application processing fees)
- [ ] 37 CFR 1.18 (issue fee at or before mailing of Notice of Allowance, pursuant to 37 CFR 1.311(b))

Please credit any overpayments to credit Account No. 18-2055.

Please address all future communications to:

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Respectfully submitted,

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I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail - Post Office to Addressee, in an envelope addressed to:

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Signature: Maria Layton